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7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA

9 RANDALL EUGENE ANDERSON,)

3:17-cv-00486-WGC

10 Plaintiff,)

ORDER REGARDING TRIAL

11 vs.)

12 WARREN G. FENTON, *et al.*,)

13 Defendants.)
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15 1. This case is scheduled for trial before the Honorable William G. Cobb at Reno, Nevada,
16 on **Tuesday, February 19, 2019, at 9:00 a.m.**

17 2. The parties shall file their proposed Joint Pretrial Order on or before **Wednesday,**
18 **January 23, 2019.** In addition to the subjects identified in LR 16-3 and 16-4, the Joint Pretrial Order
19 shall address the parties' proposed protocol on bifurcation of issues of liability and damages.

20 3. Counsel for all parties shall appear in Courtroom No. 2 on **Wednesday, February 6,**
21 **2019, at 10:00 a.m.** for a pretrial conference. The individual parties in civil cases will not be required to
22 appear for the pretrial conference unless the court directs otherwise.

23 4. At the pretrial conference, all Motions *in Limine*, if not previously ruled upon, will be
24 determined. Motions *in Limine* must be filed on or before **January 18, 2019.** Responses must be filed
25 no later than fourteen (14) days after the Motion *in Limine*. No replies will be permitted unless ordered
26 by the court.

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1 5. No application for continuance will be considered unless it is accompanied by moving
2 counsel's certificate that the moving party consents to it. The motion must be served on opposing counsel
3 at least five (5) days prior to the above trial date. *See* LR 16-3.

4 6. On or before **Tuesday, February 6, 2019**, and to the extent counsel have not already
5 done so in accordance with the Court's Joint Pretrial Order, **COUNSEL FOR ALL PARTIES SHALL**
6 **COMPLY WITH THE FOLLOWING:**

7 a. **EXHIBITS.** On or before **Tuesday, February 6, 2019**, counsel shall supply
8 the undersigned's Courtroom Administrator with an Exhibit List of all exhibits that are intended to be used
9 during the trial. Counsel shall provide the Courtroom Administrator with the binder containing the parties'
10 original proposed exhibits and a courtesy set for the court. Counsel shall also plan on providing a complete
11 set of exhibits for each juror (eight jurors) after the pretrial conference.

12 b. **MARKING EXHIBITS.** During preparations for trial, counsel for all parties
13 shall meet, confer, pre-mark and exchange all trial exhibits. Plaintiffs shall use numerals 1 through 500 and
14 Defendants shall use numerals 501 through 1,000. Exhibits that are on the same subject matter may be
15 marked as a series, e.g., Plaintiff's 1-A, 1-B, etc.

16 The exhibits shall be placed in a loose-leaf binder behind a tab noting the number
17 of each exhibit. The binder shall be clearly marked on the front and side with the case caption and number
18 and sequence of exhibits. The exhibits shall be listed on the exhibit lists to be obtained from the Clerk.
19 Counsel may use computer-generated exhibit lists so long as they conform to the requirements of the form
20 that is provided by the Clerk.

21 c. **WITNESSES.** Witnesses are not required to be present at the pretrial
22 conference but must appear as subpoenaed. Counsel shall immediately subpoena all witnesses for the time
23 and trial date as listed in paragraph one above.

24 d. **STATEMENT OF THE CASE.** On or before **Tuesday, February 6, 2019**,
25 the parties shall file with the Clerk of the Court a brief statement of the case, no longer than one page,
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1 stating the nature of the claims and defenses, to be read to prospective jurors at the time of jury selection.

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3 e. **PROPOSED VOIR DIRE QUESTIONS.** On or before **Tuesday, February 6,**
4 **2019,** the parties shall file with the Clerk of the Court all proposed voir dire questions to be asked of the
5 jury panel by the Court.

6 f. **JURY INSTRUCTIONS.** In cases that are to be tried to a jury, counsel shall
7 meet, and to the extent possible, settle jury instructions between them one week before the pretrial status
8 conference. On or before **Tuesday, February 12, 2019,** counsel shall file all jury instructions upon which
9 they have agreed and all jury instructions upon which they have not agreed with a copy of each instruction
10 in each file annotated with the authority for each such instruction. **On or before Tuesday, February 12,**
11 **2019, counsel shall e-mail all proposed jury instructions to: heidi_jordan@nvd.uscourts.gov.** See
12 Order for Preparation of Jury Instructions.

13 7. **SANCTIONS.** Counsel are expected to be professional, courteous and collegial toward
14 one another and the court. Under the Local Rules of Practice of this court, the court may impose sanctions
15 against any attorney who: (1) fails to timely file trial briefs, suggested voir dire questions and proposed jury
16 instructions or proposed findings of fact and conclusions of law, whichever is applicable, as prescribed by
17 the Pretrial Order, Scheduling Order or any order extending the time for such filings; (2) fails to comply
18 with the provisions of this order including, but not limited to, the failure to appear for the pretrial conference
19 without first having been excused by the court; or (3) fails to timely comply with any other order that
20 schedules deadlines for trial preparation.

21 8. Counsel wishing to utilize the court's evidence display equipment must contact the
22 courtroom administrator, **Katie Ogden, at (775) 686-5758** to determine its availability and to arrange for
23 training.

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